(3)

4607/06 26/10/06

Single Bench

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

Cr. Misc. ~~Cr.~~ Petition No. 131 OF 2006

(Petition Under Section 482 of Criminal Procedure Code)

PETITIONERS : 1. Radha Raman Gupta,son of Shri Ram Narayan Gupta,aged about 45 years,resident of Quarter No.7, Hukmi Colony,Gharghoda District-Raigarh(C.G.)

2. Smt. Meena Gupta,daughter of Raman Gupta,aged about 45 years resident of Quarter No.7,Hukmi Colony,Gharghoda,District-Raigarh(C.G.)

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V E R S U S

RESPONDENT : The State of Chhattisgarh Through the District Magistrate, Raigarh(C.G.)

PETITION UNDER SECTION 482 OF CODE OF CRIMINAL PROCEDURE

(24)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक Cr.M.P...131/2006 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

15.02.2007

Shri Sunil Sahu, Counsel for the petitioners.

Shri G.K. Beriwal, Dy. Advocate General for the State.

Heard on admission.

This petition is directed against the order dated 14.3.2005 passed in Criminal Revision No.192/2004 by the Second Additional Sessions Judge, Raigarh. The aforesaid Criminal Revision was filed against the order dated 19.7.2004 passed in Criminal Case No.240/2002 by the Judicial Magistrate First Class, Gharghoda.

It appears that by the said order dated 19/7/2004, while dismissing the application for taking specimen signatures of accused/petitioner No.2 – Smt. Meena Gupta, the learned Magistrate directed for collecting her specimen signatures from the concerned official records of the period, during which, the offence is said to have been committed, for the purpose of comparison with the disputed document. Being aggrieved with the said order, the aforesaid revision was filed, which was dismissed by the Revisional Court.

There appears to be no illegality in the steps taken by the Magistrate for collecting specimen signatures from the official records of petitioner No.2, on the ground that the signatures sent for comparison were not found to be sufficient by the expert and the expert had directed for sending fresh specimen signatures.

I do not find any illegality or irregularity in the orders passed by the 2 Courts warranting interference under Section 482 of the Code of Criminal Procedure.

The petition has not merit and the same is dismissed in limine.

Sd/-
Sunil Kumar Sinha
Judge